

**Security Council**

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**Security Council Committee established
pursuant to resolution 1737 (2006)****Note verbale dated 2 May 2008 from the Permanent Mission of
New Zealand to the United Nations addressed to the Chairman
of the Committee**

The Permanent Mission of New Zealand to the United Nations presents its compliments to the Chairman of the Security Council Committee established pursuant to resolution 1737 (2006), and has the honour to submit the report of New Zealand on the implementation of resolution 1803, in accordance with paragraph 13 of that resolution (see annex).



Annex to the note verbale dated 2 May 2008 from the Permanent Mission of New Zealand to the United Nations addressed to the Chairman of the Committee

New Zealand report on the implementation of sanctions imposed by United Nations Security Council resolution 1803 (2008)

Under paragraph 13 of United Nations Security Council resolution 1803 (SCR1803), Member States are called upon to report to the Committee within sixty days of the adoption of the resolution on the steps they have taken with a view to implementing effectively paragraphs 3, 5, 7, 8, 9, 10, and 11.

New Zealand wishes to inform the Council that it is working to implement UNSCR 1803 primarily by way of amendments to the United Nations Sanctions (Iran) Regulations 2007, promulgated under the United Nations Act 1945. The process for amending the Regulations is now under way.

Paragraphs 3 and 5 — travel restrictions

3. *Calls upon* all States to exercise vigilance and restraint regarding the entry into or transit through their territories of individuals who are engaged in, directly associated with or providing support for Iran's proliferation sensitive nuclear activities or for the development of nuclear weapon delivery systems, and *decides* in this regard that all States shall notify the Committee established pursuant to paragraph 18 of resolution 1737 (2006) (herein "the Committee") of the entry into or transit through their territories of the persons designated in the Annex to resolution 1737 (2006), Annex I to resolution 1747 (2007) or Annex I to this resolution, as well as of additional persons designated by the Security Council or the Committee as being engaged in, directly associated with or providing support for Iran's proliferation sensitive nuclear activities or for the development of nuclear weapon delivery systems, including through the involvement in procurement of the prohibited items, goods, equipment, materials and technology specified by and under the measures in paragraphs 3 and 4 of resolution 1737 (2006), except where such entry or transit is for activities directly related to the items in subparagraphs 3 (b) (i) and (ii) of resolution 1737 (2006);

New Zealand is in compliance with this paragraph as, following the adoption of SCR1803, immigration system alerts were put in place against those designated individuals in case any sought to enter or transit New Zealand.

5. *Decides* that all States shall take the necessary measures to prevent the entry into or transit through their territories of individuals designated in Annex II to this resolution as well as of additional persons designated by the Security Council or the Committee as being engaged in, directly associated with or providing support for Iran's proliferation sensitive nuclear activities or for the development of nuclear weapon delivery systems, including through the involvement in procurement of the prohibited items, goods, equipment, materials and technology specified by and under the measures in paragraphs 3 and 4 of resolution 1737 (2006), except where such entry or transit is for activities directly related to the items in subparagraphs 3 (b) (i) and (ii) of

resolution 1737 (2006) and provided that nothing in this paragraph shall oblige a State to refuse its own nationals entry into its territory;

The United Nations Sanctions (Iran) Regulations 2007 will be amended to include a travel ban on the individuals listed in annex II of resolution 1803, as well as additional persons designated by the Security Council or the Committee.

Paragraph 7 — asset freeze

7. *Decides* that the measures specified in paragraphs 12, 13, 14 and 15 of resolution 1737 (2006) shall apply also to the persons and entities listed in Annexes I and III to this resolution, and any persons or entities acting on their behalf or at their direction, and to entities owned or controlled by them and to persons and entities determined by the Council or the Committee to have assisted designated persons or entities in evading sanctions of, or in violating the provisions of, this resolution, resolution 1737 (2006) or resolution 1747 (2007);

The United Nations Sanctions (Iran) Regulations 2007 implemented the asset freeze measures from resolutions 1737 and 1747. Regulation 15 prohibits dealings in assets, money, or securities of, or derived from property of, designated persons. Regulation 16 prohibits sending funds to designated persons. The definition of “designated persons” in regulation 3 will be amended to reflect paragraph 7 by including the persons and entities listed in Annexes I and III of resolution 1803.

Paragraph 8 — nuclear and ballistic missile programmes-related embargo

8. *Decides* that all States shall take the necessary measures to prevent the supply, sale or transfer directly or indirectly from their territories or by their nationals or using their flag vessels or aircraft to, or for use in or benefit of, Iran, and whether or not originating in their territories, of:

(a) all items, materials, equipment, goods and technology set out in INFCIRC/254/Rev.7/Part 2 of document S/2006/814, except the supply, sale or transfer, in accordance with the requirements of paragraph 5 of resolution 1737 (2006), of items, materials, equipment, goods and technology set out in sections 1 and 2 of the Annex to that document, and sections 3 to 6 as notified in advance to the Committee, only when for exclusive use in light water reactors, and where such supply, sale or transfer is necessary for technical cooperation provided to Iran by the IAEA or under its auspices as provided for in paragraph 16 of resolution 1737 (2006);

(b) all items, materials, equipment, goods and technology set out in 19.A.3 of Category II of document S/2006/815;

Regulations 4 and 5 of the United Nations Sanctions (Iran) Regulations 2007 implement the nuclear and ballistic missile programmes-related embargo imposed by resolutions 1737 and 1747. The regulations will be amended to ensure consistency with paragraphs 8 (a) and 8 (b).

Paragraphs 9 and 10 — financial restrictions

9. *Calls upon* all States to exercise vigilance in entering into new commitments for public provided financial support for trade with Iran,

including the granting of export credits, guarantees or insurance, to their nationals or entities involved in such trade, in order to avoid such financial support contributing to the proliferation sensitive nuclear activities, or to the development of nuclear weapon delivery systems, as referred to in resolution 1737 (2006);

10. *Calls upon* all States to exercise vigilance over the activities of financial institutions in their territories with all banks domiciled in Iran, in particular with all banks domiciled in Iran, in particular with Bank Melli and Bank Saderat, and their branches and subsidiaries abroad, in order to avoid such activities contributing to the proliferation sensitive nuclear activities, or to the development of nuclear weapon delivery systems, as referred to in resolution 1737 (2006).

New Zealand authorities are vigilant in ensuring that any publicly provided financial support for trade with Iran, such as the granting of export credits, guarantees or insurance, does not contribute to the proliferation sensitive nuclear activities or to the development of nuclear weapon delivery systems.

New Zealand authorities exercise general vigilance over suspicious financial transactions. Under the Financial Transaction Reporting Act 1996 and the Terrorism Suppression Act 2002, banks are required to report suspicious transactions to the New Zealand Police, which may include, in certain limited circumstances, transactions with Iranian entities. As a matter of practice, most of the major New Zealand banks check their customer database daily against the Specially Designated Nationals List of the US Treasury's Office of Foreign Assets Control. This list includes proliferators designated under EO 13382, including Bank Melli and Bank Saderat. Some banks already avoid dealing with counterparties associated with known proliferation countries and report suspicions to the Financial Intelligence Unit of the New Zealand Police.

Paragraph 11 — cargo inspection

11. *Calls upon* all States, in accordance with their national legal authorities and legislation and consistent with international law, in particular the law of the sea and relevant international civil aviation agreements, to inspect the cargoes to and from Iran, of aircraft and vessels, at their airports and seaports, owned or operated by Iran Air Cargo and Islamic Republic of Iran Shipping Line, provided there are reasonable grounds to believe that the aircraft or vessel is transporting goods prohibited under this resolution or resolution 1737 (2006) or resolution 1747 (2007);

New Zealand authorities are taking necessary measures to prevent the transfer from or through New Zealand territory of prohibited items in accordance with resolutions 1737, 1747 and 1803. This could include, where appropriate, inspection of cargo to and from Iran of aircraft and vessels owned or operated by Iran Air Cargo and the Islamic Republic of Iran Shipping Line in New Zealand seaports and airports, in accordance with relevant domestic and international legal authorities.

New Zealand Ministry of Foreign Affairs and Trade
Wellington
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